

TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING ON INCREASE AND IMPROVEMENTS OF
FACILITIES OF THE TOW OF LANCASTER CONSOLIDATED WATER
DISTRICT - 2023

PUBLIC HEARING TO BE HELD ON
MAY 15, 2023

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”); and

WHEREAS, the Town Board has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report, for a water system capital improvements project within the District; and

WHEREAS, such water system capital improvements project will generally consist of (but not be limited to), the installation of approximately 9,700 linear feet of water main along various roads in the Town, along with the installation of fire hydrants, valves and appurtenances, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report prepared by Wm. Schutt & Associates, P.C. and referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an estimated maximum amount of \$3,450,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,450,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE,

BE IT ORDERED, that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on May 15, 2023 at 7:05 p.m. o’clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and

BE IT FURTHER,

ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,450,000, said amount to be offset by any federal, state, county and/or local funds received and, unless paid from other sources or charges (including, but not limited to, water rents), the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and

BE IT FURTHER,

ORDERED, the Town Board may establish water rents as provided in paragraph (d) of subdivision three of Town Law Section 198; and

BE IT FURTHER,

ORDERED, that this resolution shall constitute the declaration (or reaffirmation) of the Town’s “official intent” to reimburse (to the extent permitted) the expenditures of said increase and improvement of facilities with the proceeds of bonds, notes or other obligations, as required by United States Treasury Regulations Section 1.150-2; and

BE IT FURTHER,

ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

May 4, 2023

TOWN BOARD OF THE
TOWN OF LANCASTER